The Minutes

April 17, 2006

At 9:31 a.m., the court met in the Library and Courts Building to begin its court calendar session. Present were Blease, Associate Justice; Sims, Associate Justice; Robie, Associate Justice and Rios, bailiff.

C048772 FINANCIAL PACIFIC INSURANCE COMPANY v. WEST COAST FIRE PROTECTION SYSTEMS CO.

Cause called. W. Eric Blumhardt argued for appellant. Daniel J. Crawford argued for respondent. Cause submitted.

At 10:01 a.m., the court recessed. At 10:03 a.m., the court reconvened with Blease, Associate Justice; Davis, Associate Justice; and Raye, Associate Justice.

C047840 THE PEOPLE v. RODRIGUEZ

Cause called. Richard Doctoroff, court appointed counsel, argued for appellant. Maureen A. Daly, Deputy Attorney General, argued for respondent. Cause submitted.

C048678 CAL-NEVA LODGE, INC. et al. v. McNEIL et al.

Cause called. Eric M. George argued for appellants. Thadd A. Blizzard argued for respondents. Cause submitted.

At 11:57 a.m., the court recessed. At 1:59 p.m., the court reconvened with Sims, Associate Justice; Raye, Associate Justice; and Cantil-Sakauye, Associate Justice.

C046055 PRESTON PIPELINES, INC. v. CARROLL and JCW-CYPRESS HOME GROUP et al.

C047730 PRESTON PIPELINES, INC. v. CARROLL and JCW-CYPRESS HOME GROUP et al.

Cause called. Kathleen A. Meehan argued and Bronwyn G. Brady appeared only for defendants, cross-complainants and appellants. Joseph L. Naegele argued for plaintiff, cross-defendant and respondent, Preston Pipelines, Inc. Tony J. Tanke argued for defendant, cross-complainant and respondent Carroll. Cause submitted.

At 2:50 p.m., the court recessed. At 2:54 p.m., the court reconvened with Blease, Associate Justice; Sims, Associate Justice; and Robie, Associate Justice.

C045334 CENTURY SURETY COMPANY v. POLISSO et al.

Cause called. Susan M. Popik argued for appellant. T. D. Bolling, Jr. argued and George E. Murphy appeared only for respondents. Cause submitted.

The Minutes

April 17, 2006, continued

At 3:39 p.m., the court recessed. At 3:42 p.m., the court reconvened with Davis, Associate Justice; Robie, Associate Justice; and Cantil-Sakauye, Associate Justice.

C049231 HAYES, a Minor, etc. v. DEPARTMENT OF DEVELOPMENTAL SERVICES et al. and ALTA CALIFORNIA REGIONAL CENTER

Cause called. Bob N. Varma argued for appellant. Robert C. Little argued for real party in interest. Barbara Haukedalen, Deputy Attorney General, argued for respondents. Cause submitted.

At 4:30 p.m., the court recessed. At 4:33 p.m., the court reconvened with Raye, Associate Justice; Hull, Associate Justice; and Robie, Associate Justice.

C049713 BESENTHAL v. EL PASO MERCHANT ENERGY CORPORATION

Cause called. Krista Stevenson Johnson argued and Paul R. Lynd appeared only for respondents. There was no appearance made on behalf of appellant. Cause submitted.

At 4:50 p.m., the court recessed until 9:30 a.m., Tuesday, April 18, 2006.

C047074 THE PEOPLE v. MEAD et al.

(Not for Publication)

The judgment is affirmed.

NICHOLSON, Acting P.J.

We Concur: Morrison, J.

Robie, J.

C049385 PITTS v. CITY OF SACRAMENTO et al. (CERTIFIED FOR PUBLICATION)

The motion to augment the record is denied, and the motion to take judicial notice is granted in part (see fn. 2, *ante*). The judgment is reversed. The plaintiff shall recover costs of her appeal.

DAVIS, Acting P.J.

We Concur: Nicholson, J.

Morrison, J.

C050020 BEUTLER HEATING & AIR CONDITIONING v. CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD and DEPARTMENT OF INDUSTRIAL RELATIONS DIVISION OF OCCUPATIONAL

SAFETY AND HEALTH

(Not for Publication)

The judgment denying the writ petition is affirmed.

NICHOLSON, Acting P.J.

We Concur: Morrison, J.

Robie, J.

The Minutes

April 17, 2006, continued

C050886 In re K.O.; SHASTA COUNTY DEPARTMENT OF SOCIAL SERVICES v. R.L. (Not for Publication)

The orders terminating the parental rights of appellant are affirmed.

HULL, J.

We Concur: Sims, Acting P.J.

Cantil-Sakauye, J.

C048031 THE PEOPLE v. MUSOVICH

THE COURT:

It is ordered that the opinion filed herein on March 28, 2006, be certified for publication.

BY THE COURT:

SCOTLAND, P.J.

DAVIS, J. ROBIE, J.

April 18, 2006

At 9:31 a.m., the court met in the Library and Courts Building to begin its court calendar session. Present were Blease, Associate Justice; Nicholson, Associate Justice; Morrison, Associate Justice; and Guzman, bailiff.

C049094 In re AMY T. et al.; SISKIYOU COUNTY DEPARTMENT OF HUMAN

SERVICES v. MARILYN T.

C050150 In re AMY T. et al.; SISKIYOU COUNTY DEPARTMENT OF HUMAN SERVICES v. MARILYN T.

Cause called. Marilyn Trevino argued In Pro Per as appellant. Dennis M. Tanabe argued for respondent. Cause submitted.

At 9:56 a.m., the court recessed. At 9:58 a.m., the court reconvened with Blease, Associate Justice; Morrison, Associate Justice; and Cantil-Sakauye, Associate Justice.

C049330 ROSSI, JR. v. ROSSI, as Trustee, etc.

Cause called. John A. Hartog argued for appellant. Neil F. Horton argued for respondent. Cause submitted.

At 10:29 a.m., the court recessed. At 10:38 a.m., the court reconvened with Nicholson, Associate Justice; Morrison, Associate Justice; and Butz, Associate Justice.

The Minutes

April 18, 2006, continued

C049088 MICKLE v. MICKLE

Cause called. James Lynch argued for appellant. Jay-Allen Eisen argued for respondent. Cause submitted.

At 11:04 a.m., the court recessed. At 11:08 a.m., the court reconvened with Morrison, Associate Justice; Robie, Associate Justice; and Butz, Associate Justice.

C049565 COUNTY OF SACRAMENTO v. MILLER

Cause called. Jennifer Miller argued In Pro Per as appellant and submitted additional citations. Jasin Essary, argued for respondent. Cause submitted.

At 11:27 a.m., the court recessed until 9:30 a.m., Monday, April 24, 2006.

C050045 THE PEOPLE v. LOCKETTE (Not for Publication)

The judgment is modified... As so modified, the judgment is affirmed. The trial court is directed to prepare a second amended abstract of judgment and to forward a certified copy to the Department of Corrections and Rehabilitation.

BUTZ. J.

We Concur: Sims, Acting P.J.

Morrison, J.

April 20, 2006

C046386 THE PEOPLE v. NORMAN

(Not for Publication)

The judgment is affirmed.

BUTZ. J.

We Concur: Scotland, P.J.

Morrison, J.

April 21, 2006

MISC. ORDER 2006-004

Associate Justice Rick Sims is appointed to serve as Acting Presiding Justice to discharge the duties described in the California Rules of Court, rules 75, 76, 77, and 78, during the absence of the Presiding Justice from the court on April 28, 2006, or until his return. (See Cal. Const., art. VI, §3.) The senior member of a panel of the Court is designated the Acting Presiding Justice of that panel during the absence of the Presiding Justice.

Scotland, P.J.

The Minutes

April 21, 2006, continued

C050008 TAYLOR et al. v. ROSEVILLE TOYOTA, INC.

(CERTIFIED FOR PUBLICATION)

THE COURT:

The opinion in the above-entitled matter filed on April 4, 2006, was not certified for publication in the Official Reports. For good cause it now appears that the opinion should be published in the Official Reports and it is so ordered. BY THE COURT:

SIMS, Acting P.J. MORRISON, J. CANTIL-SAKAUYE, J.